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Attorneys for Defendants  
7 Sgt. Christopher Donohue, Officer Duane Jensen,  
and Officer John Newbold  
8

9 **UNITED STATES DISTRICT COURT**

10 **DISTRICT OF NEVADA**

11 \*\*\*

12 DONELL GEROD BRYANT,

13 Plaintiff,

14 vs.

15 OFFICER DONOHUE; OFFICER JENSEN;  
16 OFFICER JOHN DOE; OFFICER  
NEWBOLD; OFFICER JOHN DOE;  
17 SHERIFF LOMBARDO; LAS VEGAS  
METROPOLITAN POLICE  
DEPARTMENT, DSD; THE STATE OF  
18 NEVADA, EX REL,

19 Defendants.

CASE NO. 2:16-cv-1172-GMN-PAL

**MOTION TO EXTEND DISPOSITIVE  
MOTIONS DEADLINE**

**(SECOND REQUEST)**

20  
21 Defendants Sgt. Christopher Donohue, Officer Duane Jensen, and Officer John Newbold  
22 by and through their attorneys, Robert W. Freeman, Esq., and Noel E. Eidsmore, Esq. of LEWIS  
23 BRISBOIS BISGAARD & SMITH, respectfully request this Court to issue an Order extending the  
24 deadlines to file dispositive motions in this case.

25 **MEMORANDUM IN SUPPORT**

26 Pursuant to Local Rules (LR) 2604, LR6-1 and LR 26-1, CCDC Defendants, by and  
27 through their attorneys, Lewis Brisbois Bisgaard & Smith LLP, hereby moves that this Court to  
28 extend the deadline to file dispositive motions in the above-captioned case 45 days up to and

1 including Monday, February 22, 2018.

2 Local Rule (LR) 2604 provides that applications to extend any date set by the discovery  
3 plan, scheduling order or other order must, in addition to satisfying the requirements of LR6-1, be  
4 supported by showing of good cause for the extension.

5 LR26-1 also requires that an application for the extension of a deadline must be received  
6 by the court no later than 21 days before extension of the subject deadline.

7 LR6-1 provides the “(a) request made after the expiration of the specified period shall not  
8 be granted unless the moving party, attorney or other person demonstrates the failure to act as a  
9 result of excusable neglect.”

10 In addition Defendants request that the pretrial motion deadline be extended for an  
11 additional 45 days as outlined herein. In support of this Motion Defendants state as follows:

12 All discovery in this matter has been completed and discovery is closed.

13 This Request for an extension of time is not sought for any improper purpose or other  
14 purpose of delay. This request for extension is based upon the following:

15 Counsel for Defendants has been occupied in preparing Motion for Summary Judgment in  
16 *Terry Hollis v. NLVPD*, 2:16-cv-2663-JAD-GWF. Counsel for Defendants has also been occupied  
17 preparing briefs after three labor arbitration hearings involving numerous law enforcement  
18 witnesses.

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1 WHEREFORE, Defendants respectfully request that this Court extend the time for the  
2 parties to file their dispositive motions by forty-five (45) days from the current deadline of January  
3 8, 2018 up to and including February 22, 2018.

4 DATED this 7<sup>th</sup> day of December, 2017.

5 LEWIS BRISBOIS BISGAARD & SMITH LLP

6 /s/ Noel E. Eidsmore

7 Robert W. Freeman, Esq.

8 Nevada Bar No. 3062

9 Noel E. Eidsmore, Esq.


10 Nevada Bar No. 7688

11 6385 S. Rainbow Blvd, Suite 600

12 Las Vegas, Nevada 89118

13 Attorneys for Defendants

14 **IT IS SO ORDERED** this 15th day  
15 of December, 2017.

16 

17 Peggy A. Leen

18 United States Magistrate Judge

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the 7<sup>th</sup> day of December, 2017, I electronically filed the **MOTION TO EXTEND DISPOSITIVE MOTION DEADLINES (SECOND REQUEST)** with the Clerk of the Court through the Case Management/Electronic Filing System.

**CERTIFICATE OF MAILING**

I HEREBY CERTIFY that on the 7<sup>th</sup> day of December, 2017, I served a true and correct copy of the foregoing **MOTION TO EXTEND DISPOSITIVE MOTION DEADLINES (SECOND REQUEST)** by depositing a copy of same in the United States Mail at Las Vegas, Nevada postage fully prepaid, addressed to:

Donell Gerod Bryant  
# 67983  
Southern Desert Correctional Center  
P.O. Box 208  
Indian Springs, Nevada 89070  
*Plaintiff in Proper Person*

/s/ Kristen Freeman  
Employee of LEWIS BRISBOIS  
BISGAARD & SMITH LLP